IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

GARY LATUSZEWSKI, JAMES ROGAN, AND REED BIGHAM,

Plaintiffs

Civil Action No. 2:03-CV-0540

VS.

VALIC FINANCIAL ADVISORS, INC.,

Defendant

and

VALIC FINANCIAL ADVISORS, INC. AND THE VARIABLE ANNUITY LIFE INSURANCE COMPANY,

Counterclaim Plaintiffs

vs.

GARY LATUSZEWSKI, JAMES ROGAN, AND REED BIGHAM,

Counterclaim Defendants

ORDER

AND NOW this

___ day of

, 2011, the Clerk is

directed to mark this action settled and discontinued as to Garnishee, PNC Bank, only. In light of Counterclaim Plaintiff's discontinuance of the Garnishment against PNC Bank, it is further ORDERED that the July 15, 2011, hearing on Counterclaim Defendant Gary Latuszewski's Claim for Exemption of his garnished joint account at PNC Bank is hereby cancelled as moot.

United States District Judge